

Message

From: Lieske, Christopher [lieske.christopher@epa.gov]
Sent: 12/17/2018 8:05:13 PM
To: Dickinson, David [Dickinson.David@epa.gov]
Subject: RE: Mtg with Grundler on 12/19 at 1 pm re SAFE/California Waiver Comments
Attachments: Academics notes.docx; Auto summaries.xlsx; consumer org notes.docx; Environmental & Health NGOs.docx; fuelsSAFE.DOCX; Comment summaries_NADA, UAW, other NGOs.docx; Summary of comments_Federal, State, Tribal, local govt.docx; SAFE Supplier Comment Summary 11 01 2018f.xlsx

Hi David –

The comment summaries are attached.

From: Dickinson, David
Sent: Monday, December 17, 2018 2:02 PM
To: Lieske, Christopher <lieske.christopher@epa.gov>
Subject: RE: Mtg with Grundler on 12/19 at 1 pm re SAFE/California Waiver Comments

Hi Chris –

I can't access this I: drive. Can you help me with that or send me the summary pertaining to CA waivers? Thanks.
David

From: Lieske, Christopher
Sent: Tuesday, December 11, 2018 9:12 AM
To: Dickinson, David <Dickinson.David@epa.gov>; Charmley, William <charmley.william@epa.gov>; Moran, Robin <moran.robin@epa.gov>
Cc: Simon, Karl <Simon.Karl@epa.gov>; Moltzen, Michael <Moltzen.Michael@epa.gov>
Subject: RE: Mtg with Grundler on 12/19 at 1 pm re SAFE/California Waiver Comments

Hi David –

The comment summaries the team has pulled together are on the I drive at I:\Project\SAFE Vehicles Rule\Public Comments\Comment Summaries. Please let me know if you have any trouble accessing the I drive.

Chris

From: Dickinson, David
Sent: Tuesday, December 11, 2018 8:57 AM
To: Charmley, William <charmley.william@epa.gov>; Moran, Robin <moran.robin@epa.gov>; Lieske, Christopher <lieske.christopher@epa.gov>
Cc: Simon, Karl <Simon.Karl@epa.gov>; Moltzen, Michael <Moltzen.Michael@epa.gov>
Subject: Mtg with Grundler on 12/19 at 1 pm re SAFE/California Waiver Comments

Hi –

I received a scheduler yesterday for this internal meeting with Grundler.

I don't know anything about this other than it is scheduled. Have you been providing him with summaries on other topics (e.g. modeling, etc)?

Chris L had mentioned that there was a summary of some sort that is listing the commenters and what subject areas they have commented on – is that available? I'd like to make sure I am ready the primary comments on the California waiver matter.

It would also help to see the "format" that ASD has been using in terms of presenting summaries of comments to Chris G.

Thanks,
David D

Message

From: Dickinson, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FE903E3F06AA4BB7B3F1158653F6DAC5-DDICKINS]
Sent: 11/26/2018 8:11:51 PM
To: Patulski, Meg [patulski.meg@epa.gov]
CC: Dolce, Gary [Dolce.Gary@epa.gov]
Subject: RE: Draft of SAFE/SIP issues

Thanks Meg –

Gary – I have edited the EMFAC/MOVES section, here is what I have (I've deleted a fair amount of what you sent me and rephrased a bit). Give me a ring if you'd like to discuss. I think the thought is that you would provide additional verbal detail as needed.

I. California's EMFAC model and EPA's MOVES model

Ex. 5 Deliberative Process (DP)

From: Patulski, Meg
Sent: Monday, November 26, 2018 11:28 AM
To: Dickinson, David <Dickinson.David@epa.gov>
Cc: Dolce, Gary <Dolce.Gary@epa.gov>
Subject: RE: Draft of SAFE/SIP issues

David,

See my general comments in the attachment. I suggest you carve out a large part of your day today to revise the paper. It can be just a few pages to key up the overarching thoughts for discussion. Work with Gary to boil down the EMFAC bullets to include generally what we learned.

Meg

From: Dickinson, David
Sent: Friday, November 16, 2018 12:03 PM
To: Patulski, Meg <patulski.meg@epa.gov>
Subject: Draft of SAFE/SIP issues

Hi Meg –

A lot here, I've been thinking on how consolidate or summarize the comments but I am already not including most – and I'd like to give management a flavor of the problem here.

Also not sure we want to get into SIP 101 and the process needed for SIP calls, etc – commenters suggest EPA has already violated that process by proposing revocation and by freezing the GHG standards.

Happy to talk this afternoon.

David


Message

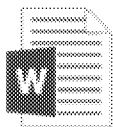
From: Dickinson, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FE903E3F06AA4BB7B3F1158653F6DAC5-DDICKINS]
Sent: 9/4/2019 8:07:19 PM
To: Simon, Karl [Simon.Karl@epa.gov]
Subject: RE: Simon, Karl shared "SAFE Preemption Waiver 8.30.2019 ks edits" with you.

OK, I added many of my comments to this – working with the word version allows you to see me redline as well as comments. I have some stuff on EPCA at the end as well as EOs that I will fold in tomorrow morning.
DD

From: Simon, Karl <Simon.Karl@epa.gov>
Sent: Wednesday, September 04, 2019 1:57 PM
To: Dickinson, David <Dickinson.David@epa.gov>
Subject: Simon, Karl shared "SAFE Preemption Waiver 8.30.2019 ks edits" with you.

here is the document to add comments to. thx

 This link only works for the direct recipients of this message.



SAFE Preemption Waiver 8.30.2019 ks edits

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Microsoft Corporation, One Microsoft Way, Redmond, WA 98052

Message

From: Dickinson, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FE903E3F06AA4BB7B3F1158653F6DAC5-DDICKINS]
Sent: 8/29/2019 8:07:13 PM
To: Simon, Karl [Simon.Karl@epa.gov]
Subject: Stat language and Chronology
Attachments: Statutory Language and Chronology re SAFE.docx

Possible outline topics

Timing of final waiver action/severability from Federal rulemaking
Impacts of Bifurcated rulemakings on prong 3
Status of Waiver draft
NHTSA's EPCA preemption draft
Response to DOJ comments – Prong 2 ,etc

Message

From: Dickinson, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FE903E3F06AA4BB7B3F1158653F6DAC5-DDICKINS]
Sent: 10/26/2018 3:58:11 PM
To: Simon, Karl [Simon.Karl@epa.gov]
Subject: CARB's SAFE comment
Attachments: CARB Detailed Comments10-26-2018.pdf

For your convenience.
DD

Message

From: Dickinson, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FE903E3F06AA4BB7B3F1158653F6DAC5-DDICKINS]
Sent: 8/1/2019 6:12:10 PM
To: Simon, Karl [Simon.Karl@epa.gov]; Cook, Leila [cook.leila@epa.gov]
Subject: Revised Draft of 2nd Waiver Prong re CA waiver/SAFE
Attachments: 2ndwaiver prong OTAQ 8-01-19.docx; CARB Detailed Comments10-26-2018.pdf

Karl and Lee –

Attached is a cleaned up version.

Also attached is CARB's comment on SAFE. Page 350-356 provides their comment on interpreting the 2nd prong, and pages thereafter describe the need based on impacts in CA as well as criteria emission impacts (not discussed in the attached draft). Page 282 et seq of CARB's comments describe at some length the increased criteria emission impacts of the SAFE proposal, and how it undermines current modeling and SIPs (that include ZEVs).

Topics for discussion include ZEV, criteria/upstream emissions, terminology, next steps.

David

Message

From: Schwab, Justin [Schwab.Justin@epa.gov]
Sent: 8/2/2019 4:54:16 AM
To: Harlow, David [harlow.david@epa.gov]
Subject: FW: SAFE - new version (redline and clean)
Attachments: EDIT REDLINE ACCwithdrawal 8-1 (authority+criteria).docx; EDIT CLEAN ACCwithdrawal 8-1 (authority+criteria).docx

Please review this version.

From: Schwab, Justin
Sent: Friday, August 2, 2019 12:54 AM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Subject: SAFE - new version (redline and clean)

Please find attached. Will continue tweaking tomorrow. Please let me know if you have any feedback. My goal is to send to OAR, Brittany, and you early Friday afternoon.

Message

From: Schwab, Justin [Schwab.Justin@epa.gov]
Sent: 9/17/2019 8:35:33 PM
To: Woods, Clint [woods.clint@epa.gov]; Harlow, David [harlow.david@epa.gov]
Attachments: FINAL EPA MASTER 09172016 PM SAFE STEP ONE.docx

Message

From: Dominguez, Alexander [dominguez.alexander@epa.gov]
Sent: 9/17/2019 8:19:20 PM
To: Harlow, David [harlow.david@epa.gov]
Subject: SAFE Internal Overview 9.16.19.docx
Attachments: SAFE Internal Overview 9.16.19.docx

Appointment

From: Nickerson, William [Nickerson.William@epa.gov]
Sent: 9/3/2019 7:30:03 PM
To: Bolen, Brittany [bolen.brittany@epa.gov]; Schwab, Justin [Schwab.Justin@epa.gov]; Harlow, David [harlow.david@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]
Subject: FW: Discussion on Draft SAFE Preemption Waiver Final Rule
Location: Ex. 6 Personal Privacy (PP)
Start: 9/4/2019 8:30:00 PM
End: 9/4/2019 9:30:00 PM
Show Time As: Tentative

-----Original Appointment-----

From: Hageman, Sharon E. EOP/OMB <Ex. 6 Personal Privacy (PP)>
Sent: Tuesday, September 03, 2019 1:24 PM
To: Hageman, Sharon E. EOP/OMB; Mullins, Timothy (OST); Miller, Wendy (ENRD); Nickerson, William
Subject: Discussion on Draft SAFE Preemption Waiver Final Rule
When: Wednesday, September 04, 2019 4:30 PM-5:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Ex. 6 Personal Privacy (PP)

Call to discuss comments on the draft SAFE Preemption Waiver Final Rule.
Please forward to your agency contacts that should participate in the call.

Thanks,
Sharon

Sharon Hageman | Ex. 6 Personal Privacy (PP)

Message

From: Okoye, Winifred [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=1420F26C78B344389771ACDE30F2368C-WOKOYE]
Sent: 7/9/2019 11:09:33 PM
To: Okoye, Winifred [Okoye.Winifred@epa.gov]
Attachments: ACCwithdrawalfinal.docx

Message

From: Okoye, Winifred [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=1420F26C78B344389771ACDE30F2368C-WOKOYE]
Sent: 7/16/2019 2:58:58 PM
To: Okoye, Winifred [Okoye.Winifred@epa.gov]
Attachments: section209authority.docx; ACCwithdrawalfinal.docx

Message

Sent: 8/30/2019 2:21:58 AM
To: Leopold, Matt (OGC) [Leopold.Matt@epa.gov]
Subject: FW: DRAFT DELIBERATIVE - PRIVILEGED AND CONFIDENTIAL - DO NOT CITE OR RELEASE
Attachments: 82919.docx

Newest version from JM, haven't reviewed yet, I will likely use this

From: Morrison, Jonathan (NHTSA) <Jonathan.Morrison@dot.gov>
Sent: Thursday, August 29, 2019 6:54 PM
To: Schwab, Justin <Schwab.Justin@epa.gov>
Subject: DRAFT DELIBERATIVE - PRIVILEGED AND CONFIDENTIAL - DO NOT CITE OR RELEASE

Please see attached

Message

From: Morrison, Jonathan (NHTSA) [Jonathan.Morrison@dot.gov]
Sent: 8/12/2019 10:12:14 PM
To: Schwab, Justin [Schwab.Justin@epa.gov]
Subject: DRAFT DELIBERATIVE - PRIVILEGED AND CONFIDENTIAL
Attachments: SAFE FR - Preemption.docx

Please see attached.

Sincerely,



Jonathan Morrison
Chief Counsel
Department of Transportation
National Highway Traffic Safety Administration
1200 New Jersey Avenue SE., Washington, DC 20590
Office: 202-366-9511

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 9/12/2019 2:05:21 PM
To: Okoye, Winifred [Okoye.Winifred@epa.gov]
CC: Schwab, Justin [Schwab.Justin@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]
Subject: Re: EDF Supplemental Comments on SAFE rule re: Administration statements as pretext

I think [regulations.gov](https://www.regulations.gov) rarely closes dockets, but I don't know.

David Orlin
 (202) 564-1222

On Sep 12, 2019, at 10:03 AM, Okoye, Winifred <Okoye.Winifred@epa.gov> wrote:

Is the SAFE docket still open?

From: Orlin, David <Orlin.David@epa.gov>
Sent: Thursday, September 12, 2019 10:00 AM
To: Schwab, Justin <Schwab.Justin@epa.gov>
Cc: Okoye, Winifred <Okoye.Winifred@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>
Subject: Fwd: EDF Supplemental Comments on SAFE rule re: Administration statements as pretext

Fyi

David Orlin
 (202) 564-1222

Begin forwarded message:

From: "Moran, Robin" <moran.robin@epa.gov>
Date: September 12, 2019 at 8:46:35 AM EDT
To: "Kataoka, Mark" <Kataoka.Mark@epa.gov>, "Buchsbaum, Seth" <buchsbaum.seth@epa.gov>, "Orlin, David" <Orlin.David@epa.gov>, "Okoye, Winifred" <Okoye.Winifred@epa.gov>, "Simon, Karl" <Simon.Karl@epa.gov>, "Charmley, William" <charmley.william@epa.gov>, "Olechiw, Michael" <olechiw.michael@epa.gov>, "Dickinson, David" <Dickinson.David@epa.gov>
Cc: "Lieske, Christopher" <lieske.christopher@epa.gov>
Subject: EDF Supplemental Comments on SAFE rule re: Administration statements as pretext

Fyi, EDF submitted supplemental comments to the SAFE docket citing a number of Administration statements regarding the CA waiver/preemption, saying the proposed rational was pretext for what EDF views as politically motivated animus toward CA.

We also have the attachments if anyone wants to see them.

From: Alice Henderson <ahenderson@edf.org>
Sent: Thursday, September 12, 2019 1:01 AM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>; Lieske, Christopher <lieske.christopher@epa.gov>; A-AND-R-DOCKET <A-AND-R-DOCKET@epa.gov>
Subject: Supplemental Comment, Attn: Docket ID No. EPA-HQ-OAR-2018-0283

Attn: Docket ID No. EPA-HQ-OAR-2018-0283

Dear Administrator Wheeler and Mr. Lieske,

For submission to Docket ID No. EPA-HQ-OAR-2018-0283, attached is a Supplemental Comment from Environmental Defense Fund, highlighting statements from White House officials that are of central relevance to the rulemaking.

Best regards,
Alice Henderson

Alice Henderson
Attorney, U.S. Clean Air

Environmental Defense Fund
2060 Broadway, Suite 300
Boulder, CO 80302
T 303 447 7205
C 903 445 2146
ahenderson@edf.org
edf.org

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Message

From: Julia Rege [JRege@globalautomakers.org]
Sent: 9/10/2019 4:42:33 PM
To: Schwab, Justin [Schwab.Justin@epa.gov]
CC: Charles Haake [chaake@globalautomakers.org]
Subject: GHG Comments
Attachments: Ext. Comm. - Comments - 2013 - Petition for Reconsideration ZEV Waiver (ID 1659).pdf; Ext. Comm. - Comments - 2018 - 10-26 Global Automakers SAFE Vehicles NPRM.pdf; Ext. Comm. - Comments - 2018 - 10-26 Global Automakers Attachment A.pdf

Justin,

Please find attached some of Global Automakers' public comments; these can all be found in agency's various dockets.

Best, Julia

Julia Rege
Senior Director, Environment & Energy
Association of Global Automakers, Inc. (Global Automakers)
1050 K Street, NW, Suite 650
Washington, DC 20001
202.650.5559 (direct)
202.650.5555 (main)
jrege@globalautomakers.org
GlobalAutomakers 



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Message

From: Simon.Karl@epa.gov [Simon.Karl@epa.gov]
Sent: 9/17/2019 3:22:09 PM
To: Dickinson, David [Dickinson.David@epa.gov]; Cook, Leila [cook.leila@epa.gov]
Subject: Fwd: SAFE - Holding Time for Discussion on Comments

If you are interested and have time pls go ahead and join the discussion. Not sure I will be available so if get any documents let me know so I can get them into the docket. Thx

Begin forwarded message:

From: "Hageman, Sharon E. EOP/OMB" <§ Ex. 6 Personal Privacy (PP)>
To: "Mullins, Timothy (OST)" <Timothy.Mullins@dot.gov>, "Nickerson, William" <Nickerson.William@epa.gov>, "Miller, Wendy (ENRD)" <Wendy.Miller@usdoj.gov>, "justin.smith@usdoj.gov" <justin.smith@usdoj.gov>
Cc: "Harlow, David" <harlow.david@epa.gov>, "Schwab, Justin" <Schwab.Justin@epa.gov>, "Bolen, Brittany" <bolen.brittany@epa.gov>, "Idsal, Anne" <idsal.anne@epa.gov>, "Leopold, Matt (OGC)" <Leopold.Matt@epa.gov>, "Okoye, Winifred" <Okoye.Winifred@epa.gov>, "Simon, Karl" <Simon.Karl@epa.gov>
Subject: SAFE - Holding Time for Discussion on Comments

Hello all,
 Please hold this time for the agencies and OMB to give comments on the revised draft SAFE preemption final rule, if it is needed. Please forward to those in your agencies that should attend.
 Thanks,
 Sharon

Message

From: Dunham, Sarah [Dunham.Sarah@epa.gov]
Sent: 8/6/2019 9:22:28 PM
To: Charmley, William [charmley.william@epa.gov]; Simon, Karl [Simon.Karl@epa.gov]; Orlin, David [Orlin.David@epa.gov]
CC: Cook, Leila [cook.leila@epa.gov]; Hengst, Benjamin [Hengst.Benjamin@epa.gov]
Subject: Fwd: SAFE waiver module for upload
Attachments: SAFE LEGAL MODULE (WAIVER) 08022019.docx; ATT00001.htm

FYI in case you don't already have this was what was uploaded last Friday from EPA.

Begin forwarded message:

From: "Schwab, Justin" <Schwab.Justin@epa.gov>
Date: August 2, 2019 at 2:10:02 PM EDT
To: "Nickerson, William" <Nickerson.William@epa.gov>, "Bolen, Brittany" <bolen.brittany@epa.gov>
Cc: "Leopold, Matt (OGC)" <Leopold.Matt@epa.gov>, "Idsal, Anne" <idsal.anne@epa.gov>, "Woods, Clint" <woods.clint@epa.gov>, "Harlow, David" <harlow.david@epa.gov>, "Dominguez, Alexander" <dominguez.alexander@epa.gov>
Subject: SAFE waiver module for upload

Bill,

Please find attached.

Message

From: Simon, Karl [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4D781D1AD595415DB3A4E768C2D2B3FC-SIMON, KARL]
Sent: 7/29/2019 1:49:25 AM
To: restonbombersfc@gmail.com
Subject: FW: SAFE NPRM Public Comments/CA Waiver (209 of CAA) and EPCA preemption - background for March 7 discussion
Attachments: CEI CAFE Comments Final_0.pdf; CARB Detailed Comments10-26-2018.pdf; CBD-NRDC - EDF et al.pdf; California and other State AG detailed comments.pdf; Alliance Comments.pdf

From: Dickinson, David
Sent: Tuesday, February 26, 2019 5:28 PM
To: Cook, Leila <cook.leila@epa.gov>; Simon, Karl <Simon.Karl@epa.gov>
Subject: SAFE NPRM Public Comments/CA Waiver (209 of CAA) and EPCA preemption - background for March 7 discussion

Lee and Karl –

1. The SAFE NPRM - <https://www.govinfo.gov/content/pkg/FR-2018-08-24/pdf/2018-16820.pdf>
 - Page 42999 – in summary section spells out a proposal to revoke the 2013 waiver that EPA granted – for ZEV and GHG. It doesn't specify for what model years but later in NPRM the 2021-2025 model years are noted. The summary only points (somewhat indirectly) to the 2nd waiver criteria in 209(b) – “need for such State standards to meet compelling and extraordinary conditions – and notes that an attempt to address a global issue thru 209, which was designed to address smog or local/regional air quality problems is inappropriate under the criteria. This page also summarizes the EPCA preemption argument that CA's ZEV and GHG standards are related to fuel economy and therefore conflicts directly and indirectly with EPCA.
 - 43210 – EPCA preemption discussion in context of what state standards NHTSA must take into consideration when setting CAFÉ.
 - 43232 – 43253; Section VI “Preemption of State and Local Laws” covers EPCA and CAA preemption issues. In brief the NPRM proposes to revoke the CAA waiver based on the 2nd and 3rd criteria (no need for the standards, the standards aren't consistent with 202(a) in terms of feasibility and cost, respectively). It also attempts to propose to revoke on the 1st waiver criteria (CARB's standards not as protective, in the aggregate, as federal standards) based on the idea that if CARB's ZEV and GHG standards are preempted by EPCA then by definition they can't get a CAA waiver or that CARB's standards can't be as protective.
 - Section 177 states – the NPRM notes EPCA preemption applying to states that have adopted CARB's ZEV and GHG standards, and that under the terms/title of section 177 states may only adopt standards aimed to address NAAQS/criteria pollutants and therefor ZEV and GHG can't be adopted under 177,
2. CARB's detailed comments – attached. The table of contents in the comments provides a good guide of the issues presented in the NPRM with respect to EPCA and CAA preemption. (It is also a good guide on the issues related to the federal rulemaking for GHG and CAFÉ levels).
 - Section III – pages 23-67 give an overview of the role played by California since 1967 up to the Advanced Clean Car program (this is the regulation that includes GHG, ZEV, and LEV III).
 - Section VII – pages 282-308 gives an overview of the public health impacts (including NAAQS/SIP impacts) from revoking ZEV and GHG regulations in CA.
 - Section X – pages 336-387 provides arguments on the CA waiver revocation – including whether EPA has the threshold authority to reconsider a waiver that is an adjudication, and the authority to retroactively apply a new interpretation of the criteria in section 209 and a new application of the facts therein, along with arguments on the 2nd and 3rd waiver criteria.

- Section XI = pages 388-408 provides arguments on the EPCA preemption issue, including whether NHTSA has the authority to issue interpretations and regulations that preempt CA's standards. Also discusses the criteria pollutant and public health purposes of ZEV and GHG and how not related to fuel economy.
- 3. Enviro – CBD/EDF/NRDC/Sierra Club, etc – attached, again the table of contents is helpful.
 - Pages 67-166 – a variety of arguments against CAA waiver revocation and against EPCA preemption
- 4. State AGs -
 - Pages 109-135 – discusses inappropriateness to revoke CA waiver, EPCA preemption, and section 177 issues
- 5. Auto Alliance
 - Pages 175-181 goes into history of EPCA preemption agreement on national program
 - If national/state program can't be achieved then NHTSA should assert EPCA preemption for GHG and ZEV
 - Pages 181-186 if national/state program can't be achieved EPA has ability to withdraw waiver for ZEV and GHG
- 6. Global Automakers
 - Tracking down their detailed comments
- 7. Competitive Enterprise Institute
 - Pages 9- 21 EPCA preemption and that existing court decisions are bad law, dismisses process associated with previous national program rulemaking
 - Pages 21-25 EPA should withdraw waiver on all grounds asserted in the NPRM
 - Pages 25-26 section 177 states don't have authority for GHG and ZEV standards
 - Additional discussion of 2nd waiver prong history

David Dickinson
OTAQ/Attorney-Advisor